

09/096,936

Patent

DITTHAVONG & CARLSON, P.C.

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FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner Luther, W.	Stephen C. Carlson, Reg. No. 39,929
COMPANY:	DATE:
USPTO, Group Art Unit: 2664	7/14/2004
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
703-872-9306	8
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	09710-1157
RE:	YOUR REFERENCE NUMBER:
Timothy DARLAND et al.	09/096,936

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Dear Examiner Luther,

Enclosed please find a copy of the Certificate of Ownership and Merger of WorldCom, Inc. into MCI, Inc., Power of Attorney and Revocation of Power of Attorney and Statement under 37 CFR 3.73(b). in support of Terminal Disclaimer filed July 1, 2004.

We have also enclosed PTO/SB/17 form authorizing to charge fees associated with the Terminal Disclaimer filed July 1, 2004.

If you have any questions, please contact me.

Sincerely,
Ditthavong & Carlson, P.C.


Stephen C. Carlson

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being transmitted to: Assistant Commissioner for Patents, Alexandria, VA 22313- 1450 on this date:	
Type or printed name	Linda V. Wiley
Signature	Date July 14, 2004

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PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0851-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$110.00)

Complete if Known

Application Number	09/096,936
Filing Date	June 12, 1998
First Named Inventor	Darland, et al.
Examiner Name	Luther, W.
Art Unit	2684
Attorney Docket No.	09710-1157

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit Account Number
Deposit Account Name

13-2491

MCI, Inc.

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from Below	Fee Paid
20**	X		
3**	X		
Multiple Dependent			

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$0.00)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	60	2052	26	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053		Non-English specification	
1812	2,520	1812		For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804		Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805		Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451		Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	840	2503	320	Plant issue fee	
1460	130	1460		Petitions to the Commissioner	
1807	50	1807		Processing fee under 37 CFR 1.17(g)	
1808	180	1808		Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (three number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802		Request for expedited examination of a design application	

Other fee (specify) 1814/2814, 1.20(d) Statutory disclaimer

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

110.00

(\$110.00)

SUBMITTED BY

Name (Print/Type)	Stephen A. Carlson
Signature	

Registration No.
(Attorney/Agent)

39,929

Complete (if applicable)

Telephone

(703) 425-8518

Date

July 14, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

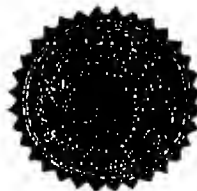
"WORLDCOM, INC.", A GEORGIA CORPORATION,

WITH AND INTO "MCI, INC." UNDER THE NAME OF "MCI, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE NINETEENTH DAY OF APRIL, A.D. 2004, AT 5:23 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE TWENTIETH DAY OF APRIL, A.D. 2004, AT 6 O'CLOCK A.M.

3705802 8100M

040305758



Harriet Smith Windsor
HARRIET SMITH WINDSOR, Secretary of State

DATE: 04-27-04

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State of Delaware
Secretary of State
Division of Corporations
Delivered 05:23 PM 04/19/2004
FILED 05:23 PM 04/19/2004
SRV 040285044 - 3705802 FILE

CERTIFICATE OF OWNERSHIP AND MERGER

of
WORLD.COM, INC.
(a Georgia corporation)

into
MCI, INC.
(a Delaware corporation)

pursuant to
Section 253 of the General Corporation Law
of the State of Delaware

Pursuant to Sections 253 and 303 of the General Corporation Law of the State of Delaware (the "DGCL"), MCI, Inc., a Delaware corporation ("MCI"), hereby certifies the following information relating to the merger of WorldCom, Inc., a Georgia corporation ("WorldCom"), with and into its wholly owned subsidiary MCI (the "Merger").

1. The names and states of incorporation of MCI and WorldCom, which are the constituent corporations in the Merger, are:

Name	State
MCI, Inc.	Delaware
WorldCom, Inc.	Georgia

2. WorldCom owns all of the issued and outstanding stock of MCI.

3. On July 21, 2002, WorldCom, Inc. and certain of its direct and indirect subsidiaries filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") (Case No. 02-13533 (AYG)). The Agreement and Plan of Merger, dated April 19, 2004, by and between WorldCom and MCI (the "Agreement of Merger") has been duly adopted by MCI in accordance with and pursuant to the authority granted to MCI under Section 303 of the DGCL and the Modified Second Amended Joint Plan of Reorganization Under Chapter 11 of Title 11 of the United States Code of WorldCom, et al. (the "Plan"), as confirmed on October 31, 2003 by order (the "Order") of the Bankruptcy Court. The Agreement of Merger has been duly adopted by WorldCom in accordance with and pursuant to the authority granted to WorldCom under the Plan. Provision for the making of the Certificate of Ownership and Merger and the Agreement of Merger is contained in the Order of the Bankruptcy Court having jurisdiction under the Bankruptcy Code. Pursuant to the Plan

NY201140318US8701DOC01773004

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